



Louisville Metro Government

Action Summary - Final Budget Committee

Chair Bill Hollander (D-9)
Vice Chair Kevin Kramer (R-11)
Committee Member Jecorey Arthur (D-4)
Committee Member Paula McCraney (D-7)
Committee Member Cassie Chambers Armstrong (D-8)
Committee Member Cindi Fowler (D-14)
Committee Member Markus Winkler (D-17)
Committee Member Anthony Piagentini (R-19)
Committee Member Nicole George (D-21)
Committee Member Robin Engel (R-22)
Committee Member Brent Ackerson (D-26)

Monday, November 8, 2021

4:00 PM

Council Chambers/Virtual

**THIS IS CONSIDERED A SPECIAL MEETING / THIS MEETING IS BEING HELD VIA VIDEO
TELECONFERENCE**

Call to Order

Chair Hollander called the meeting to order at 4:05 p.m.

Roll Call

Chair Hollander introduced the committee and non-committee members present. A quorum was established.

Note: All committee members and non-committee members present attended virtually, except for Committee Member Arthur, Council President James, Chair Hollander, Vice Chair Kramer, Committee Member George, and Committee Member Engel, who attended in Chambers.

Present: 10 - Committee Member Jecorey Arthur (D-4), Committee Member Paula McCraney (D-7), Committee Member Cassie Chambers Armstrong (D-8), Chair Bill Hollander (D-9), Vice Chair Kevin Kramer (R-11), Committee Member Cindi Fowler (D-14), Committee Member Markus Winkler (D-17), Committee Member Anthony Piagentini (R-19), Committee Member Nicole George (D-21), and Committee Member Robin Engel (R-22)

Excused: 1 - Committee Member Brent Ackerson (D-26)

Non-Committee Member(s)

Council Member Jessica Green (D-1), Council Member Barbara Shanklin (D-2), Council Member Keisha Dorsey (D-3), Council Member Donna Purvis (D-5), Council President David James (D-6), Council Member Kevin Triplett (D-15), Council Member Scott Reed (R-16), and Council Member Amy Holton Stewart (D-25)

Support Staff

Hollie Hopkins, Jefferson County Attorneys Office
Latonya Bell, Metro Council Staff

Clerk(s)

Olivia Bennett, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

O-549-21

AN ORDINANCE APPROVING A SECOND ROUND OF THE AMERICAN RESCUE PLAN (ARP) LOCAL FISCAL RECOVERY FUNDING TO VARIOUS LOUISVILLE METRO GOVERNMENT DEPARTMENTS TO ADDRESS THE CONTINUED IMPACT OF COVID-19 ON THE ECONOMY, PUBLIC HEALTH, STATE AND LOCAL GOVERNMENTS, INDIVIDUALS, AND BUSINESS (AMENDMENT BY SUBSTITUTION) (AS AMENDED).

Sponsors: Primary Bill Hollander (D-9), Primary David James (D-6) and Additional Jecorey Arthur (D-4)

Attachments: O-549-21 V.3 FAM 111121 ARP Fund Spending Round 2.pdf
O-549-21 ATTACH V.3 FAM 111121 Schedule A.pdf
O-549-21 V.2 CABS 110821 ARP Fund Spending Round 2.pdf
O-549-21 ATTACH V.2 CABS 110821 Schedule A.pdf
O-549-21 V.1 102821 ARP Fund Spending Round 2.pdf
O-549-21 ATTACH Schedule A (this has been updated).pdf
ARP FUNDS - Presentation Slids.pdf
OSH ARP Budget Presentation_MC 11_2021 (002).pdf
ARP Project Descriptions Round Two - LAT50-LAT61_Redacted.pdf
ARP Project Descriptions Round Two - LAT62-LAT63_Redacted.pdf
ARP Project Descriptions Round Two - LAT63-LAT68_Redacted.pdf

A motion was made by Committee Member Arthur, seconded by Committee Member Piagentini, that this Ordinance be recommended for approval.

Chair Hollander spoke to this item.

The following was discussed:

- There are many things in this Ordinance that are not moving forward immediately but may in future rounds of American Rescue Plan funding and examples were given
- An Ordinance was filed which repeats the current Ordinance for continuation of ARP funding discussions
- A review of the committee amendment by substitution was given
- Brief review of the three premium pay tiers was given

A motion was made by Committee Member Arthur, seconded by Committee Member Piagentini, that this Ordinance be amended by substitution as shown in the attached documents titled "O-549-21 V.2 CABS 110821 ARP Fund Spending Round 2.pdf" and "O-549-21 ATTACH CABS 110821 Schedule A.pdf."

The motion to amend by substitution carried by a voice vote.

The discussion continued and the following spoke to this item:

- Council President James
- Monica Harmon, Office of Management and Budget
- Committee Member McCraney
- Committee Member Chambers Armstrong
- Committee Member Piagentini
- Keith Talley, Strategic Operations

The following was discussed:

- A typo of the date stated in the Ordinance was read into the record as a technical amendment correction
- Clarification was asked about the Youth Transfer Processing Center and what specifically the funds would be spent on -- Majority of the funds allocated for personnel as well as facility improvement
- Whether the allocated funding can be reviewed to be allocated for the Louisville Metro Housing Authority ("LMHA") for property maintenance -- Yes, it could be and this should be discussed with the Healthy Louisville work group
- Other potential funding sources were given
- There are two work groups that have not made any recommendations, both of the work groups have been tasked with studying priorities that the public mandated
- Concerns shared regarding the vaccination change within the amendment
- Administrative burdens regarding premium pay
- Whether the \$4.5M allocated to the Trauma Resilient Communities Expansion topic under the Violence Deterrence section had a detailed break down associated with it -- \$1.5M per year for three years, to specifically include therapist of color, and support for the Minority Mental Health project as well as the Anti-Stigma Campaign -- this will be performed by Seven Counties
- Concerns shared regarding the series of operational problems encountered in the past
- Questions were asked about the protections set in place to prevent the same operational issues from occurring now -- This has been a proven model of success across the country if implemented with correct compliance and monitoring measures set in place -- more up to date data was requested
- Which contractor(s) being used for the Community Violence and Retention Program -- discussion is being had regarding No More Red Dots, as well as other organizations, but this has not yet been decided
- Concerns shared regarding No More Red Dots, as this was the organization who previously ran the Community Violence and Retention Program and gave multiple negative examples regarding their previous partnership -- Issues previously encountered are now being addressed. The Louisville Urban League is handling the physical side, Office of Safe and Healthy Neighborhoods ("OSHN") recommended and hired an outside accountant to address accounting needs and concerns

A motion was made by Committee Member Piagentini, seconded by

Committee Member Engel, that this Ordinance be amended by removing the \$8M allocation for the Community Violence Intervention program from this round of ARP funding.

The following spoke to the proposed amendment:

- Vice Chair Kramer
- Keith Talley
- Paul Callahan
- Committee Member Piagentini
- Chair Hollander
- Committee Member Arthur
- Council President James
- Monica Harmon

The following was discussed:

- Concerns were shared regarding different implementations compared to the last time the program ran
- In other Cure Violence models like the Community Violence and Retention Program, local police departments were involved so all parties understood who was being hired, however the decision was made in Louisville that the police department would have no input whatsoever -- an internal oversight structure has been set in place to guarantee the same issues faced previously will not happen again, as well as hiring a panel consisting of OSHN, and a representative of Louisville Metro Police Department and another unbiased community organization not receiving funding from Metro Government for not only hiring but continuous employee review and monitoring of all personnel -- for the project itself, OSHN has developed a series of oversights for daily activities performed that will be submitted on a monthly basis, and weekly oversight tracking to discuss progress on a weekly basis as well as any arising issues
- Discussions between OSHN and technical advisors to come up with best practices regarding oversight of the Community Violence and Retention Program
- Discussions had regarding fiscal oversight
- OSHN has contracted with an outside organization to help with financial oversight
- More up-to-date study results of other cities that have implemented a Cure Violence Program were reviewed
- Metro Council requested standard operating procedures and data regarding this new process
- Examples were given of the Gun Violence Initiative ("GVI") and how this program has had more success or higher successes with less funding
- Examples of cities that have implemented this program because of the success in so many communities
- Concerns regarding cutting half of the funding from OSHN
- Intentional actions made by previous OSHN leaders to not provide all of the resources to be successful
- Concerns regarding whether OSHN will be working with non-profit organizations or an individual non-profit organization that fell out of good standing with the Sector of States Office -- there are two contracts currently established with OSHN between them and Youth Build Louisville as well as the Louisville Urban League that will work in partnership with No More Red Dots

to provide services, no direct funds are flowing from Louisville Metro to No More Red Dots

- Should the Louisville Urban League decide that No More Red Dots is not performing up to contract standards, the Louisville Urban League has the ability to get a different contractor
- Louisville Metro has full visibility of the tactile reporting
- If Louisville is making the same tactile expectations as other cities having success within the program -- there will be similar actions made and will have some overlap with some cities, but each city designs their Cure Violence model uniquely to the relationships in the specific community and some examples were given
- Whether there are any other organizations in Louisville capable of leading this program other than the same organization that brought so many issues and concerns previously to the Community Violence and Retention Program
- Whoever is rewarded the funding of the reimbursement grant, must submit expenditures for review by the Louisville Urban League as well as University of Louisville, prior to being reimbursed for their expenditures
- The excellent reputation of Dr. Eddie Woods within this field of work
- Poor financial reporting and experience and knowledge by Dr. Eddie Woods regarding this specific incident
- Questions were asked regarding the time frame of receiving the next round of ARP funding -- approximately early February 2022

A motion was made by Committee Member Arthur, seconded by Committee Member George, to call the question.

The motion to call the question failed by the following vote:

Yes: 4 - Arthur, McCraney, Chambers Armstrong, and George

No: 6 - Hollander, Kramer, Fowler, Winkler, Piagentini, and Engel

Excused: 1 - Ackerson

The discussion continued on the motion to amend and the following spoke:

- Committee Member Winkler
- Monica Harmon

The following was discussed:

- Whether the money allocated gets spent immediately, but as the expenses are incurred -- the money allocated gets spent as the expenses are approved, and meet the requirements following treasury guidelines
- The number of years the \$8M is allocated for -- the \$8M is allocated for 4 years
- Sufficient funds must be appropriated to be able to enter into that grant agreement to perform the services
- Whether the money appropriated can be re-appropriated at any time, if the funds have not been obligated -- Correct, as long as the funds are appropriated but not yet obligated, the funds can be re-appropriated

The motion to amend failed by the following vote:

Yes: 2 - Piagentini, and Engel

No: 8 - Arthur, McCraney, Chambers Armstrong, Hollander, Kramer, Fowler, Winkler, and George

Excused: 1 - Ackerson

The discussion continued and the following spoke to this item:

- Committee Member George
- Council Member Dorsey
- Vice Chair Kramer

The following was discussed:

- The attachment of the vaccination requirement in regards to premium pay is not a mandate
- The vaccination requirement is part of the Federal guidance
- Whether the allocation for the Affordable Housing Trust Fund was for 30 percent above median income ("AMI") or below -- there is a priority for 30 percent AMI and below, however the project description does not state that all of the money needs to be spent at 30 percent AMI and below, but there is not a requirement but there is an intention to do so
- Whether there is a possibility of using other trust fund money to provide some of the operating subsidies
- Gap of funding for civilians at 80 percent AMI or float between 80 percent AMI and 50 percent AMI but still cannot afford to own their homes
- Concerns expressed regarding the allocation and obligation of \$8M for the Community Violence and Retention Program for four years

A motion was made by Vice Chair Kramer, seconded by Committee Member Piagentini, that this Ordinance be amended by reducing the allocation from \$8M to \$4M for two years with clear anticipation that Metro Council will revisit this in the future.

The following spoke to the proposed amendment:

- Chair Hollander
- Council President James
- Committee Member Piagentini

The following was discussed:

- The importance of commitment by Metro Council for the long haul
- Metro Council is not entering 4-year term contracts, Metro Council is saying they want to fund the organizations for the time it takes to sustain great work for the community
- Violence prevention is not only important to the workers but also the community
- The vote being taken is not about whether or not Metro Council wants to save lives but whether Metro Council believes the cure violence program should be funded for \$8M for 4 years or \$4M for two years

The motion failed by the following vote:

Yes: 3 - Kramer, Piagentini, and Engel

No: 7 - Arthur, McCraney, Chambers Armstrong, Hollander, Fowler, Winkler, and George

Excused: 1 - Ackerson

The discussion continued and the following spoke to this item:

- Committee Member Winkler
- Committee Member Piagentini
- Committee Member Fowler

The following was discussed:

- The importance of the vaccine incentive
- Concerns regarding the grant opportunity with in depth gun crime analysis, specifically designated to Every Town U.S.A Data Fellow opposed to a non-parcel third party or academic institution and if they are un-biased related to gun crime statistics -- this is a half and half match of funding and this has the ability to then fund fellows that OSHN gets to pick and experts in the area will be found to do the work
- The hope that the vaccine incentive will keep retention down in Metro Government

The motion to recommend for approval carried by the following vote and the Ordinance was sent to Old Business:

Yes: 10 - Arthur, McCraney, Chambers Armstrong, Hollander, Kramer, Fowler, Winkler, Piagentini, George, and Engel

Excused: 1 - Ackerson

Adjournment

Without objection, Chair Hollander adjourned the meeting at 5:39 p.m.

Note: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council meeting on November 11, 2021.